

RECEIVED
CENTRAL FAX CENTER
JUL 05 2005
REG. UTAH

Serial No. 10/700,714
Attorney Docket No. 40059-0010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application:
Lanny R. Smith

Serial No.: 10/700,714

Filed: 11/03/2003

For: APPARATUS AND METHODS FOR
FORMING DECK EDGING FOR
SWIMMING POOLS

Confirmation No. 6022

Group Art Unit: 3751

Examiner: FETSUGA, ROBERT M.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER
37 C.F.R. § 1.111

In response to the Office Communication dated April 22, 2005 and the Office Action dated October 4, 2004, Applicant requests reconsideration of this application in light of the following amendments and remarks.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
on this 16 day of May, 2005.

Signed: Jennifer B. McDonald

Dated: May 16, 2005

PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

In re Patent Application of: Lanny R. Smith

Serial No.: 10/700,714

Group Art Unit: 3751

Filed: November 3, 2003

Examiner: FETSUGA, ROBERT M.

Title: "Apparatus and Methods for Forming Deck Edging for Swimming Pools"

Papers filed:

1. Transmittal Letter for Response/Amendment (1 page)
2. Duplicate copy of Transmittal Letter for Response/Amendment (1 page)
3. Amendment (17 pages)
4. Replacement Drawings (3 pages)



Attorney Docket No.: 40059-0010

Attorney: Kulaniakaa Fisher

All papers filed were sent on March 16, 2005 as First Class Mail through the U.S. Postal Service.

40059-0010

Serial No 10/700,714

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application: Lanny R. Smith

Application No.: 10/290,548

Filed: 11/03/2003

Title: "Apparatus and Methods for Forming Deck
Edging for Swimming Pools"

Examiner: FETSUGA, ROBERT M.

Group Art Unit: 3751

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment () Petition to extend time to respond
 () New fee as calculated below () Supplemental Declaration
 (X) No additional fee (X) Other: return postcard (fee \$)

CLAIMS AS AMENDED BY A SMALL ENTITY						
FOR	CLAIMS REMAINING AFTER AMENDMENT	NUMBER EXTRA	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	33	MINUS	33	= 0	X \$25.00	\$0.00
INDEP. CLAIMS	4	MINUS	4	= 0	X \$100.00	\$0.00
[] FIRST PRESENTATION OF A MULTIPLE DEPENDANT CLAIM					+ \$180.00	\$0.00
EXTENSION FEE	[] 1ST MONTH \$60.00	[] 2ND MONTH \$225.00	[] 3RD MONTH \$510.00	[] 4TH MONTH \$795.00		\$0.00
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

Please charge \$0.00 to Deposit Account 18-0013/40059-0010. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 18-0013/40059-0010 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 18-0013/40059-0010 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
 Commissioner for Patents, P.O. Box 1450,
 Alexandria, VA 22313-1450.

Date of Deposit: March 16, 2005

Signature: Jennifer B. McDonald
 Jennifer B. McDonald

Respectfully submitted,
 By:

Kulaniakea Fisher
 Kulaniakea Fisher (Reg. No.: 50,987)
 Attorney/Agent for Applicant(s)

Telephone No.: (801) 572-0185

Date: March 16, 2005

40059-0010

Serial No 10/700,714

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application: Lanny R. Smith

Examiner: FETSUGA, ROBERT M.

Application No.: 10/290,548

Group Art Unit: 3751

Filed: 11/03/2003

Title: "Apparatus and Methods for Forming Deck
Edging for Swimming Pools"**DUPLICATE**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:


- (X) Response/Amendment () Petition to extend time to respond
 () New fee as calculated below () Supplemental Declaration
 (X) No additional fee (X) Other: return postcard (fee \$)

CLAIMS AS AMENDED BY A SMALL ENTITY						
FOR	CLAIMS REMAINING AFTER AMENDMENT	NUMBER EXTRA	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	33	MINUS	33	= 0	X \$25.00	\$0.00
INDEP. CLAIMS	4	MINUS	4	= 0	X \$100.00	\$0.00
[] FIRST PRESENTATION OF A MULTIPLE DEPENDANT CLAIM					+ \$180.00	\$0.00
EXTENSION FEE	[] 1ST MONTH \$60.00	[] 2ND MONTH \$225.00	[] 3RD MONTH \$510.00	[] 4TH MONTH \$795.00		\$0.00
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

Please charge \$0.00 to Deposit Account 18-0013/40059-0010. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 18-0013/40059-0010 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 18-0013/40059-0010 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

Date of Deposit: March 16, 2005

Signature: Jennifer B. McDonald
Jennifer B. McDonaldRespectfully submitted,
By:Kulaniakea Fisher (Reg. No.: 60,987)
Attorney/Agent for Applicant(s)

Telephone No.: (801) 672-0185

Date: March 16, 2005